

## **BAY COUNTY BOARD OF COMMISSIONERS**

**SEPTEMBER 13, 2016**

THE BAY COUNTY BOARD OF COMMISSIONERS MET FOR A REGULAR SESSION ON TUESDAY, SEPTEMBER 13, 2016, IN THE FOURTH FLOOR COMMISSION CHAMBERS OF THE BAY COUNTY BUILDING. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN ERNIE KRYGIER AT 4:00 P.M. WITH THE FOLLOWING MEMBERS AND GUESTS PRESENT.

ROLL CALL: COMMISSIONERS MICHAEL DURANCZYK, VAUGHN BEGICK, KIM COONAN, THOMAS HEREK, DONALD J. TILLEY, MICHAEL LUTZ AND CHAIRMAN ERNIE KRYGIER

OTHER MEMBERS: CYNTHIA A. LUCZAK, BAY COUNTY CLERK  
DIANE YAWORSKI, SECRETARY TO THE COUNTY CLERK  
ROBERT J. REDMOND, FINANCIAL ANALYST  
DEANNE C. BERGER, BOARD COORDINATOR

ALSO PRESENT: TIFFANY JERRY, PERSONNEL/EMPLOYEE RELATIONS DIR.  
DEBRA RUSSELL, ADMINISTRATIVE SERVICES DIR.  
JAN HISTED, FINANCE OFFICER  
AMBER DAVIS-JOHNSON, CORPORATION COUNSEL  
CRISTEN GIGNAC, RECREATION & FACILITIES DIR.  
JEANIE DECKERT, WELLNESS COORDINATOR  
DIANE SMITH, MSU EXTENSION, DISTRICT 9 COORDINATOR  
JODI WRZESINSKI, MSU EXTENSION  
HOLLY JULIAN, MSU EXTENSION  
JODI SCHULZ, MSU EXTENSION  
JESSICA FOSS, MSU EXTENSION  
KATY HINTZEN, MSU EXTENSION  
FRANK GUBLO, MSU EXTENSION  
KARLIE WITKOP, MSU EXTENSION  
VARIOUS ELECTED OFFICIALS  
VARIOUS DEPARTMENT HEADS  
NEWS MEDIA

INVOCATION: THE INVOCATION WAS GIVEN BY THE BAY COUNTY CLERK, CYNTHIA A. LUCZAK.

PLEDGE OF ALLEGIANCE:

## **MINUTES**

MOTION 83: COMM. DURANCZYK MADE A MOTION TO APPROVE MINUTES FOR 7/12/2016; 7/19/2016 AND 8/19/2016. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

## **CITIZENS INPUT**

MEMBERS OF THE COMMUNITY HAD NOT ATTENDED THIS SESSION WITH ANY CONCERNS.

## **PETITIONS AND COMMUNICATIONS**

MOTION 84: COMM. HEREK MOVED TO RECEIVE THE INFORMATIVE PRESENTATION INCLUDING THE PAST, CURRENT AND FUTURE PROGRAMS AND WORKSHOPS AS OFFERED BY THE MSU EXTENSION. REPORTED BY DIANE SMITH, DISTRICT 9 COORDINATOR AND STAFF MEMBERS. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

DIANE SMITH: MSU EXTENSION, DISTRICT 9 COORDINATOR, DIANE SMITH STATED FOR THE PRESENTATION THIS YEAR AN OVERVIEW OF THE VARIETY OF MSU EXTENSION PROGRAMS THAT RESIDENTS OF BAY COUNTY CAN PARTICIPATE IN, AS DESCRIBED BY VARIOUS MEMBERS OF THE MSU STAFF AS FOLLOWS.

JODI WRZESINSKI: 4-H PROGRAM COORDINATOR FOR BAY COUNTY. HIGHLIGHTS FOR 4-H YOUTH PROGRAMS FOR 2016. TRADITIONAL 4-H CLUBS, CLUBS MEET MONTHLY, PROJECTS CAN BE FROM LIVESTOCK, SEWING TO LEARNING ABOUT HORSEMANSHIP. WE HAVE 14 ACTIVE CLUBS THAT INCLUDE 215 YOUTH AND 50 ACTIVE VOLUNTEERS. WE HAVE AN ADDITIONAL CLUB THAT MEETS TWICE PER YEAR, SPRING AND FALL, ITS CALLED, "PROUD EQUESTRIANS PROGRAM" FOR YOUTH WITH DISABILITIES TO LEARN THERAPEUTIC HORSEBACK RIDING. WE HAVE ABOUT 20 YOUTH THAT PARTICIPATE IN THAT PROGRAM, WITH 30 - 40 VOLUNTEERS. SPIN CLUBS, OFFER SHORT TERM SPECIAL INTEREST PROGRAMS, SEWING CLUB AND ARCHERY PROGRAMS HAVE GROWN FROM A SMALL CLUB TO OVER 40 YOUTH THAT SHOOT, WITH TRAINED INSTRUCTORS. SAGINAW BAY FISHING CAMP, IS A PARTNERSHIP WITH SEA GRANT AND 4-H, TO TEACH KIDS ABOUT AQUATIC ECOLOGY, TACKLE CRAFTING, INVASIVE SPECIES; TO HELP CREATE A FUTURE ANGLER THAT KNOWS THE LAWS, REGULATIONS AND HOW TO SAFELY FISH. WE HAVE 40 YOUTH WHO PARTICIPATED, WE HAD A WAITING LIST OF OVER 20 KIDS ON A WAITING LIST. WE ALSO HELD A FAMILY

NIGHT, WHERE OVER 100 OF THE YOUTH AND THEIR FAMILIES CAME TO LEARN WHAT THE KIDS LEARNED, IN A PARTNERSHIP WITH THE STATE PARK. CLOVER BUD CAMP; YOUTH BETWEEN 5 AND 8 COME TO THE COUNTY BUILDING AND LEARN, IT IS AN INTRODUCTORY CAMP. 4-H TECH WIZARDS, RECEIVED A \$40,000 GRANT, IT IS A YOUTH MENTORING PROGRAM THAT MATCH YOUTH TO CARING ADULTS 4 YOUTH TO 1 ADULT, AND THEY MEET ONCE A WEEK AT A HIGH RISK SCHOOLS, CURRENTLY WASHINGTON ELEMENTARY AND MOVING INTO MACGREGOR. THEY PROVIDE POSITIVE ROLL MODELS TO YOUTH IN OUR COMMUNITY. WE THEN USE "STEAM ACTIVITIES" (SCIENCE, TECHNOLOGY, ENGINEERING, ART AND MATH) PROJECTS.

HOLLY JULIAN: 4-H TECH WIZARDS PROGRAM COORDINATOR. WE HAVE BEEN WORKING TO GET MENTOR RECRUITMENT UP AND HAVE BEEN GOING TO LOCAL BUSINESSES, BANKS, FIRE DEPARTMENTS, AND POLICE STATION. WORKING TO GET 15 MORE MENTOR'S, EACH WOULD NEED TO BE AVAILABLE ONCE A WEEK THROUGHOUT THE SCHOOL YEAR TO MEET WITH YOUTH.

JODI SCHULZ: EXTENSION EDUCATOR, PROVIDE SUPPORT STATEWIDE THROUGH MSU EXTENSION, YOUTH DEVELOPMENT, VOLUNTEER MANAGEMENT, RESOURCE DEVELOPMENT AND YOUTH LIFE SKILL DEVELOPMENT. DEALING WITH FAMILY ENRICHMENT OPPORTUNITIES, VOLUNTEERISM AND LIFE SKILLS DEVELOPMENT. SPIN CLUBS: WE PILOTED THIS PROGRAM BACK IN 2015 AND NOW THE DELIVERY MODEL IS SLOWLY IN DEVELOPMENT THROUGHOUT MICHIGAN. A SEWING SPIN CLUB AND A FOOD PERSEVERATION SPIN CLUB ARE IN BAY COUNTY. FAMILY ENRICHMENT PROGRAMS, IS AN APPROACH TO EDUCATION THAT ENCOMPASSES FAMILIES AND YOUTH LEARNING TOGETHER; BRINGING THE FAMILY TOGETHER TO TRY DIFFERENT THINGS, AROUND SCIENCE, LITERACY OR HEATH AND NUTRITION.

JESSICA FOSS: HEALTH AND NUTRITION PROGRAM ASSOCIATE, FOCUS ON NUTRITION EDUCATION. COOKING MATTERS AT THE SCHOOLS AS AN AFTER SCHOOL CLUB WHERE THEY LEARN HOW TO MAKE HEALTHY MEALS AND SNACKS. A TWO HOUR CLASS WHERE WE PREPARE THE MEAL TOGETHER AND THEN THEY TAKE THE GROCERIES HOME WITH THEM TO PREPARE THE MEAL FOR THEIR FAMILY. PARTNERED WITH TECH WIZARDS THIS SUMMER AND DID COOKING MATTERS WITH THOSE STUDENTS AND THEIR MENTORS. PARTNERED WITH THE JUVENILE HOME, WORKED WITH OVER 800 YOUTH THIS YEAR IN A 6 WEEK SERIES. TEACHING CLASS OVERTIME, IDEAS SEEM TO STICK.

KAREN PARKER: HEALTH AND NUTRITION PROGRAM INSTRUCTOR. WORKS WITH THE SENIORS IN BAY COUNTY.

KATY HINTZEN: GREENING MICHIGAN EDUCATOR, MICHIGAN SEA GRANT, A COLLABORATIVE OF MSU EXTENSION, U OF M, AND THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION. NATURAL RESOURCE CONSERVATION IN THE SAGINAW BAY AND BAY COUNTY, WITH AN \$80,000 GRANT, TO WORK ON RESILIENCY ACROSS THE ENTIRE BAY WATER SHED, HELPING COMMUNITIES PREPARE FOR EXTREME STORM EVENTS; FLOODING AND ALL OF THE ENVIRONMENTAL IMPACTS OF FLOODING, EROSION, RUNOFF POLLUTION AND WATER CONTAMINATION. THE PROJECT IS THE 1986FLOOD.COM, COMMEMORATING THE 30<sup>TH</sup> ANNIVERSARY OF THE SEPTEMBER, 1986 FLOOD. PARTNERING WITH THE BAY COUNTY HISTORICAL SOCIETY TO HELP GATHER STORIES FROM PEOPLE WHO LIVED THROUGH THAT FLOOD AND HEAR ABOUT THERE EXPERIENCES.

FRANK GUBLO: MSU EXTENSION AGENT, PRODUCT CENTER/COMMUNITY FOOD SYSTEMS. PRODUCT CENTER HELPS PEOPLE TAKE A FOOD CONCEPT AND WORK IT ALL THE WAY THROUGH TO A PRODUCT ON THE SHELF, IN A GROCERY STORE. THE PRODUCT CENTER HAS WORKED WITH 38 CLIENTS IN BAY COUNTY. THE MOST SIGNIFICANT PROJECT, WE HAVE RIGHT NOW. IS THE DEVELOPMENT OF THE CO-OPERATIVE BUSINESS MODEL FOR THE BAY CITY CO-OPERATIVE FOOD STORE. WE ALSO DEAL WITH SOIL SAMPLES; ONE OF THE THINGS WE ARE WORKING ON IS TRYING TO REDUCE THE USE OF PHOSPHOREUS IN LAWN FERTILIZER.

KARLIE WITKOP: OFFICE SUPPORT, HERE IN BAY COUNTY. OFFICE IS OPEN TO THE PUBLIC, TWO DAYS PER WEEK ON THE GROUND LEVEL OF THE BAY COUNTY BUILDING. HER RESPONSIBILITIES INCLUDE DUTIES OF SALES OF PLAT BOOKS, SOIL SAMPLE TESTS AND INSECTS AND PEST PROBLEMS.

DIANE SMITH: DISTRICT 9 COORDINATOR, MSU EXTENSION. GAVE OUT HANDOUT, "MICHIGAN STATE UNIVERSITY EXTENSION - BAY COUNTY 2016 ANNUAL REPORT" THAT LIST COMPLETE PROGRAMS THAT ARE OFFERED OUT OF THE MSU EXTENSION.

**REPORTS/ RESOLUTIONS OF COMMITTEES  
WAYS AND MEANS (KIM J. COONAN, CHAIR; DONALD J. TILLEY, VICE CHAIR)**

- RES. 2016-210: COMM. COONAN MOVED TO ADOPT RES. 2016-210 THE APPLICATION FOR SECONDARY ROAD PATROL (PA 416) AND TRAFFIC ACCIDENT PREVENTION PROGRAM FUNDING FOR 2016-2017. THE BAY COUNTY SHERIFF'S OFFICE HAS PARTICIPATED IN THE SECONDARY ROAD PATROL (PA 416) STATE OFFICE OF HIGHWAY SAFETY GRANT FOR SEVERAL YEARS, SAID GRANT PROVIDING FUNDING FOR THREE (3) OFFICERS AND TWO (2) PATROL VEHICLES AND VARIOUS ITEMS OF SUPPORT EQUIPMENT. GRANT FUNDING IN THE PROJECTED AMOUNT OF \$139,407 IS AVAILABLE FOR FY 2016-2017 AND THE BAY COUNTY SHERIFF AGAIN WISHES TO MAKE APPLICATION FOR P.A. 416 FUNDING WHICH REQUIRES NO LOCAL FUNDING AS A CONDITION OF THE GRANT. IN ORDER TO MAINTAIN GRANT COMPLIANCE, BAY COUNTY MUST CONTINUE MAINTENANCE OF TWENTY-THREE (23) LOCALLY FUNDED ROAD PATROL OFFICERS FOR THE FY 2016 GRANT CYCLE. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.
- RES. 2016-211: COMM. COONAN MOVED TO ADOPT RES. 2016-211 THE PURCHASE OF A 1978 CHEVROLET DIVE RESCUE VAN FROM THE MIDLAND COUNTY SHERIFF DEPARTMENT AT A COST OF \$500. FUNDS TO COME FROM THE SHERIFF OFFICE 2016 BUDGET. THE BAY COUNTY SHERIFF OFFICE DIVE TEAM HAS AN OLD AMBULANCE IN THEIR FLEET SPECIFICALLY USED FOR THE DIVE TEAM ONLY; THIS VEHICLE IS NOT RELIABLE IN THE EVENT OF AN EMERGENCY AND THE SHERIFF'S OFFICE WISHES TO REPLACE THIS VEHICLE. THERE ARE FUNDS IN THE CURRENT 2016 BUDGET TO PURCHASE THIS VEHICLE. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.
- RES. 2016-212: COMM. COONAN MOVED TO ADOPT RES. 2016-212 FY2017 OFFICE OF HIGHWAY SAFETY PLANNING GRANT. A \$25,000 FUNDING OPPORTUNITY WAS AGAIN BEING OFFERED TO THE BAY COUNTY SHERIFF'S OFFICE FOR 2017 WITH NO ADDITIONAL FUNDS REQUIRED FROM THE COUNTY IN ORDER TO PARTICIPATE. THE GRANT PROVIDES FOR DEPUTIES' WAGES DURING ADDITIONAL SCHEDULED PATROLS THROUGH 2017. FOR THE PAST SEVERAL YEARS, THE BAY COUNTY SHERIFF'S OFFICE HAS BEEN AWARDED TRAFFIC ENFORCEMENT GRANTS OFFERED THROUGH THE MICHIGAN OFFICE OF HIGHWAY SAFETY PLANNING AND SAFETY BELT AND IMPAIRED DRIVING ENFORCEMENT ARE AMONG THE ENFORCEMENT SHELL GRANT PROGRAMS IN WHICH THE SHERIFF'S OFFICE HAS PARTICIPATED AND THE OHSP GRANT FUNDING IS AIMED AT REDUCING THE NUMBER OF SERIOUS AND FATAL

ACCIDENTS IN BAY COUNTY THROUGH ADDITIONAL ENFORCEMENT PATROLS. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

RES. 2016-213: COMM. COONAN MOVED TO REFER BACK WITHOUT ANY RECOMMENDATION: RES. 2016-213 2016-2017 CHILD CARE FUND BUDGET/BUDGET ADJUSTMENT FOR 2015-2016 CHILD CARE FUND BUDGET (PROBATE COURT). MEETING SET TO REVIEW ON FRIDAY, SEPTEMBER 16 AT 8:30 AM TO REVIEW BY ADMINISTRATION. TO BE REEVALUATED AT A SPECIAL BOARD MEETING ON TUESDAY, SEPTEMBER 20, 2016. IT WAS SUPPORTED BY COMM. HEREK AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

RES. 2016-214: COMM. COONAN MOVED TO ADOPT RES. 2016-214 FY2017, FY2018, FY2019, FY2020 AND FY2021 TITLE IV-D COOPERATIVE REIMBURSEMENT CONTRACT(S). THE MAJORITY OF THE FRIEND OF THE COURT REVENUE IS DERIVED FROM THE OFFICE OF CHILD SUPPORT, A DIVISION OF THE MICHIGAN DEPARTMENT OF HEALTH AND HUMAN SERVICES (DHHS). DURING THE MONTH OF SEPTEMBER, THE FRIEND OF THE COURT ANTICIPATES RECEIPT OF THE FY2017 TITLE IV-D COOPERATIVE REIMBURSEMENT PROGRAM CONTRACT IN THE AMOUNT OF \$1,406,525.12 FY 2016'S COOPERATIVE REIMBURSEMENT PROGRAM CONTRACT ALLOCATION WAS \$1,335,432.25, WHICH DEMONSTRATES AN INCREASE IN THE CONTRACT AMOUNT OF \$71,092.87 FOR FY 2017. THE STATE WILL REIMBURSE THE COUNTY FOR COSTS ASSOCIATED WITH ESTABLISHING, COLLECTING, AND ENFORCING CHILD SUPPORT OBLIGATIONS IN IV-D CASES. THE CRP GRANT ASSISTS THE FRIEND OF THE COURT IN PERFORMING ITS "IV-D FUNCTIONS" OF COLLECTING, DISTRIBUTING AND ENFORCING COURT ORDERED CHILD SUPPORT WHICH IN TURN, CONTRIBUTES TO THE WELL-BEING OF CHILDREN UNDER THE JURISDICTION OF BAY COUNTY CIRCUIT COURT. BAY COUNTY FRIEND OF THE COURT CURRENTLY HAS APPROXIMATELY 7,5000 ACTIVE CHILD SUPPORT CASES. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

RES. 2016-215: COMM. COONAN MOVED TO ADOPT RES. 2016-215 THAT THE BAY COUNTY BOARD OF COMMISSIONERS RESPECTFULLY REQUESTS THAT FHWA AND FTA WITHDRAW THE PROPOSED FEDERAL RULE MAKING; BE IT FURTHER THE BAY COUNTY BOARD OF COMMISSIONERS DOES NOT SUPPORT DOCKET NO. FHWA-20160016; FHWA RIN 2125-AF68; FTA RIN 2132-AB28 FOR THE PROPOSED RULE MAKING REGARDING METROPOLITAN PLANNING

ORGANIZATION COORDINATION AND PLANNING AREA REFORM. THE FEDERAL HIGHWAY ADMINISTRATION (FHWA) AND FEDERAL TRANSIT ADMINISTRATION (FTA) ARE PROPOSING A NEW FEDERAL RULE TITLED: METROPOLITAN PLANNING ORGANIZATION COORDINATION AND PLANNING AREA REFORM; WITH THE DESCRIBED INTENT OF THE RULE TO PROMOTE MORE EFFECTIVE REGIONAL PLANNING BY STATES AND METROPOLITAN PLANNING ORGANIZATION'S (MPO) WITH A GOAL TO RESULT IN UNIFIED PLANNING PRODUCTS FOR EACH URBANIZED AREA. CURRENTLY EACH STATE ESTABLISHES ITS OWN COORDINATION PROCESSES RESULTING IN VARIOUS LEVELS OF COORDINATION OF UNIFIED PLANNING PRODUCTS AMONGST URBANIZED AREAS AND MPO'S WITHIN EACH STATE. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

RES. 2016-216: COMM. COONAN MOVED TO ADOPT RES. 2016-216 THE BAY COUNTY BOARD OF COMMISSIONERS APPROVES THE MEMORANDUM OF AGREEMENT BETWEEN BAY COUNTY (DIVISION ON AGING) AND THE BAY COUNTY CHILD & SENIOR CITIZEN CENTER INC., GOLDEN HORIZONS ADULT DAY CARE CENTER. THE PURPOSE OF THE MOA IS TO DEVELOP AND MAINTAIN A WORKING RELATIONSHIP BETWEEN AGENCIES TO ASSURE REFERRALS ARE CHanneLED TO THE PROGRAM WHICH CAN IDENTIFY AND ACCESS AVAILABLE RESOURCES FOR CLIENTS. IT WAS SUPPORTED BY COMM. HEREK AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

RES. 2016-217: COMM. COONAN MOVED TO ADOPT RES. 2016-217 AUTHORIZATION WAS GRANTED FOR THE BOARD CHAIRMAN AND COUNTY CLERK TO SIGN THE 2016 TAX RATE REQUEST FORM (L-4029). THE 2016 TAX RATE REQUEST (L-4029) IS A STATE REQUIRED FORM COMPLETED TO CERTIFY THAT THE TAX RATES (MILLAGE) HAVE BEEN REDUCED, IF NECESSARY, TO COMPLY WITH THE STATE CONSTITUTION AND ALSO AUTHORIZES THE LEVY OF THE LISTED TAX RATES ON THE 2016 TAX ROLL. THAT INASMUCH AS THE FORM IS DUE ON SEPTEMBER 30, 2016 AND THERE ARE MILLAGE QUESTIONS ON THE NOVEMBER 8, 2016 GENERAL ELECTION BALLOT, A REVISED L-4029 FORM WILL BE REQUIRED TO BE SUBMITTED AND SIGNED BY THE CHAIRMAN AND THE CLERK. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

RES. 2016-218: COMM. COONAN MOVED TO ADOPT RES. 2016-218 APPROVAL OF THE PURCHASE OF A FLOOR SCRUBBER AT A COST NOT TO EXCEED \$6,500, FOR THE BAY COUNTY CIVIC ARENA, MONIES TO COME FROM FUND BALANCE. THAT THE BUDGET ADJUSTMENT REQUIRED

FOR THIS ACQUISITION WAS APPROVED. THE CURRENT FLOOR SCRUBBER AT THE BAY COUNTY CIVIC ARENA IS OLD AND BREAKS DOWN OFTEN REQUIRING REPAIR 1 - 2 TIMES PER YEAR WHICH USUALLY COSTS UPWARDS OF \$500.00 EACH TIME TO KEEP IT FUNCTIONING, HOWEVER, IT WILL NOT FUNCTION MUCH LONGER. FUNDS FOR THIS EQUIPMENT REPLACEMENT ARE NOT BUDGETED AND THE ANTICIPATED COST OF THE EQUIPMENT IS UP TO \$6,500.00. IT WAS SUPPORTED BY COMM. HEREK AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

RES. 2016-219: COMM. COONAN MOVED TO ADOPT RES. 2016-219 APPROVAL OF THE PURCHASE OF A WATER STORAGE TANK FOR THE BAY COUNTY CIVIC ARENA AT A COST NOT TO EXCEED \$12,000, MONIES TO COME FROM FUND BALANCE. THE BUDGET ADJUSTMENT(S) REQUIRED FOR THIS ACQUISITION IS APPROVED. THE BAY COUNTY CIVIC ARENA HAS TWO STORAGE TANKS FOR DOMESTIC HOT WATER, ONE OF WHICH HAS ALREADY BEEN REPLACED, THE SECOND WATER STORAGE TANK IS IN NEED OF REPLACEMENT AS IT IS OLD AND LEAKING. FUNDS FOR THIS EQUIPMENT REPLACEMENT ARE NOT BUDGETED AND THE ANTICIPATED COST OF THE EQUIPMENT IS UP TO \$12,000.00 AN APPROPRIATION FROM FUND BALANCE WILL BE REQUIRED. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

RES. 2016-220: COMM. COONAN MOVED TO ADOPT RES. 2016-220 APPROVAL OF THE PURCHASE OF A TWO TRACKS FOR THE SKID STEER AT A COST NOT TO EXCEED \$4,000, MONIES TO COME FROM FUND BALANCE. THAT THE BUDGET ADJUSTMENT(S) REQUIRED FOR THIS ACQUISITION IS APPROVED. THE TWO TRACKS OF A SKID STEER, A PIECE OF EQUIPMENT USED OFTEN BY THE COUNTY'S MAINTENANCE STAFF ON VARIOUS PROJECTS, ARE SIGNIFICANTLY BROKEN DOWN WITH HOLES AND OTHER DAMAGE. THE EQUIPMENT IS VITAL TO THE BUILDINGS AND GROUNDS DEPARTMENT. FUNDS FOR THIS EQUIPMENT REPLACEMENT ARE NOT BUDGETED AND THE ANTICIPATED COST OF THE EQUIPMENT IS UP TO \$4,000. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

RES. 2016-221: COMM. COONAN MOVED TO ADOPT RES. 2016-221 APPROVAL OF THE REPLACEMENT OF THE EXTERIOR DOORS AT THE BAY COUNTY COMMUNITY CENTER AT A COST NOT TO EXCEED \$7,500, MONIES TO COME FROM FUND BALANCE. BUDGET ADJUSTMENT(S) REQUIRED FOR THIS ACQUISITION IS APPROVED. DUE TO WEATHER AND OLD AGE, THE EXTERIOR DOORS ON BOTH SIDES AT



THE BAY COUNTY COMMUNITY CENTER ARE BADLY RUSTED AND RAPIDLY DETERIORATING AND ARE CREATING A SECURITY ISSUE AT THE COMMUNITY CENTER. FUNDS FOR THIS EQUIPMENT REPLACEMENT ARE NOT BUDGETED AND THE ANTICIPATED COST OF THE REPLACEMENT DOORS IS UP TO \$7,500. AN APPROPRIATION FROM FUND BALANCE WILL BE REQUIRED. IT WAS SUPPORTED BY COMM. HEREK AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

RES. 2016-222: COMM. COONAN MOVED TO ADOPT RES. 2016-222 APPROVAL OF A REDUCTION IN WINTER STORAGE RATES FOR THE 2016-2017 SEASON FROM \$250 TO \$200. THE SUPERVISOR OF BUILDINGS AND GROUNDS IS RECOMMENDING A REDUCTION IN WINTER STORAGE RATES FOR THE 2016-2017 SEASON IN AN EFFORT TO ATTRACT FORMER RENTERS AND NEW RENTERS AND ENSURE THEIR RETURN EACH YEAR HEREAFTER. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

RES. 2016-223: COMM. COONAN MOVED TO ADOPT RES. 2016-223 PAYABLES: GENERAL (ACCOUNTS PAYABLE) 08/10/2016 \$577,112.50; 08/17/2016 \$504,813.80; 08/24/2016 \$355,939.72; 08/03/2016 \$232,181.47; 08/31/2016 \$304,385.96; 09/07/2016 \$244,770.30 AND CENTER RIDGE ARMS 08/09/2016 \$41,623.62; 08/24/2016 \$17,730.36. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

RES. 2016-224: COMM. COONAN MOVED TO ADOPT RES. 2016-224 BUDGET ADJUSTMENTS ON BEHALF OF BAY COUNTY: 2016-09-002 GENERAL FUND, SHERIFF DEPARTMENT - MARINE SAFETY, BUDGET FOR THE PURCHASE OF A DIVE RESCUE VAN FROM MIDLAND COUNTY. THE ESTIMATED VALUE IS \$4,500 WITH A PURCHASE PRICE OF \$500. 2016-09-003 GENERAL FUND, SECONDARY ROAD PATROL, BUDGET FOR \$1,000 CONTRIBUTION FROM ENBRIDGE RECEIPTED ON JUNE 3, 2014. THE CONTRIBUTION MUST BE SPENT ON FIRE PREVENTION TYPE OF ITEMS FOR OUR FIRE INVESTIGATOR. IN THE YEAR 2015, \$207 WAS SPENT SO THE BALANCE OF \$793 WILL BE BUDGETED TO BE SPENT IN 2016. 2016-09-006 GENERAL FUND, PINCONNING PARK, TO BUDGET FOR PINCONNING PARK EXTRA REVENUE AND TEMPORARY HELP FOR YEAR END. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

RES. 2016-225: COMM. COONAN MOVED TO ADOPT RES. 2016-225 APPROVAL OF THE USE OF FUNDS FOR THE TESTING OF SOILS DEPOSITED AT THE

BAYSIDE PARK IN BANGOR TOWNSHIP. THAT BUDGET ADJUSTMENTS FOR FUNDS (\$9,000) FROM THE HEALTH DEPARTMENT BUDGET AND FROM THE GENERAL FUND (IN AN AMOUNT TO BE DETERMINED AFTER OTHER FUNDING SOURCES HAVE CONTRIBUTED) ARE APPROVED. THAT ALL AVAILABLE SOURCES OF FUNDING FROM BANGOR TOWNSHIP AND FROM THE MDEQ BE PROCURED FOR THE SOILS TESTING AT BAYSIDE PARK IN BANGOR TOWNSHIP. THAT WAS CLEARLY UNDERSTOOD THAT BAY COUNTY'S FUNDING FROM THE HEALTH DEPARTMENT BUDGET AND FROM THE GENERAL FUND IS CONTINGENT UPON RECEIPT OF FUNDING FROM BANGOR TOWNSHIP AND THE MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY TO TEST THE SOILS AT BAYSIDE PARK, BANGOR TOWNSHIP. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

**PERSONNEL/HUMAN SERVICES (MICHAEL E. LUTZ, CHAIR;  
DONALD J. TILLEY, VICE CHAIR)**

RES. 2016-226: COMM. LUTZ MOVED TO ADOPT RES. 2016-226 APPROVAL OF THE BAY-ARENAC INTERMEDIATE SCHOOL DISTRICT AGREEMENT FOR STUDENT WORK OPPORTUNITIES FOR A PERIOD OF THE 2016-2017 AND 2017-2018 SCHOOL YEARS. IN COOPERATION WITH BAY ARENAC INTERMEDIATE SCHOOL DISTRICT, THE BAY COUNTY ANIMAL CONTROL MANAGER IS REQUESTING RENEWAL OF AN AGREEMENT FOR STUDENT WORK EXPLORATION OPPORTUNITIES WHICH ENABLES THE BAISD CAREER CENTER VETERINARY SCIENCE PROGRAM TO ENHANCE CAREER EXPLORATION FOR STUDENTS IN ITS VETERINARY SCIENCE PROGRAM. THIS AGREEMENT ALLOWS HIGH SCHOOL STUDENTS TO LEARN ABOUT VETERINARY SCIENCE IN A FULLY FUNCTIONING, OPERATIONAL STATE-OF-THE-ART VETERINARY CLINIC UNDER DIRECT VETERINARIAN SUPERVISION TO PROVIDE NEUTERING/SPAYING SERVICES TO A LIMITED NUMBER OF ADOPTABLE ANIMALS FROM THE ANIMAL CONTROL FACILITY. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

MIKE HALSTEAD: DIRECTOR, ANIMAL CONTROL; THIS PROGRAM WITH BAY-ARENAC INTERMEDIATE SCHOOLS HAD BEEN IN PLACE FOR THE LAST SEVEN (7) YEARS. IN THOSE SEVEN YEARS BAY ARENAC HAD STERILIZED 150 DOGS AND CATS ON BEHALF OF ANIMAL CONTROL. THESE ARE PRIMARILY ANIMALS THAT FIT INTO THEIR CURRICULUM IN ADDITION TO STERILIZATION THEY COMPLETE PHYSICALS AND CORRECT ABNORMALITIES AND PHYSICAL PROBLEM ON THE ANIMALS. STUDENTS ALSO GROOMED VACCINATED ANIMALS UPON

DEMAND ARE ALSO GROOMED AND VACCINATED. IT HAS WORKED WONDERFULLY FOR US AT ANIMAL CONTROL AND IT ENHANCES THE ADOPTION RATE AND REDUCES THE EUTHANASIA RATE OF THOSE SAME ANIMALS.

MOTION 85: COMM. TILLEY MOTION MADE TO WAIVE ALL ADOPTION FEES ON DOGS THAT WERE ADOPTED DURING "PAWS IN THE PARK" THAT WAS HELD ON SATURDAY, SEPTEMBER 10, 2016. THE EVENT WAS UNABLE TO HAVE THE DOGS PRESENT AT THAT TIME DUE TO A PARVO OUTBREAK AT THE KENNEL. THIS EVENT WAS ORIGINALLY APPROVED BY THE BOARD ON RESOLUTION 2016-136, DATED JUNE 14, 2016. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

RES. 2016-227: COMM. LUTZ MOVED TO ADOPT RES. 2016-227 APPROVAL OF THE NURSE PRACTITIONER AGREEMENTS WITH ADMINISTRATION OF BAY COUNTY HEALTH DEPARTMENT AND THAT BUDGET ADJUSTMENTS RELATING TO THESE SPECIFIC AGREEMENTS, IF REQUIRED, ARE APPROVED. SINCE 2014, THE HEALTH DEPARTMENT HAD PARTNERED WITH SAGINAW VALLEY STATE UNIVERSITY ON THE UNIVERSITY CLINIC. IN JULY, 2016, THE UNIVERSITY OBTAINED TWO GRANTS FROM HRSA (THE HEALTH RESOURCES SERVICES ADMINISTRATION) TO EXPAND SERVICES AND TO ENSURE THAT THESE NEEDS DUE TO EXPANSION ARE MET, THE HEALTH DEPARTMENT WISHES TO ENTER INTO CONTRACTS WITH UP TO FOUR NURSE PRACTITIONERS SO THAT CLINICAL OPERATIONS CAN BE MAINTAINED AND EXPANDED. THERE WERE NO ECONOMIC CONSIDERATIONS AS FUNDING FOR NURSE PRACTITIONER SERVICES HAD ALREADY BEEN BUDGETED VIA THE GRANT AGREEMENT. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

RES. 2016-228: COMM. LUTZ MOVED TO ADOPT RES. 2016-228 VACANCIES: JUVENILE HOME - THREE (3) YOUTH DEVELOPMENT WORKERS (PART TIME; \$14.18 PER HOUR ENTRY) DIVISION ON AGING - CASE MANAGEMENT WORKER (PART TIME; \$17.92 PER HOUR ENTRY). IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

**BOARD OF COMMISSIONERS (ERNIE KRYGIER, CHAIR,  
DONALD J. TILLEY, VICE CHAIR)**

RES. 2016-229: COMM. TILLEY MOVED TO ADOPT RES. 2016-229 REPORTS OF COUNTY EXECUTIVE - EMPLOYMENT STATUS REPORT - AUGUST

2016. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

### **REPORTS OF COUNTY OFFICIALS/DEPARTMENTS**

THERE WAS NO UPDATE.

### **UNFINISHED BUSINESS**

THERE WAS NO UNFINISHED BUSINESS.

### **NEW BUSINESS**

THERE WAS NO NEW BUSINESS

### **MISCELLANEOUS**

COMM. HEREK: FRANKENLUST HAS COMPLETED A NEW PART OF THE RAIL-TRAIL. PLANS ARE TO HAVE IT COMPLETELY PAVED BY MONDAY, SEPTEMBER 19<sup>TH</sup>. IT IS BEAUTIFUL, IT GOES ALMOST ALL THE WAY TO SAGINAW. WHILE IT IS OPEN TO THE PUBLIC RIGHT NOW, THE GRAND OPENING CEREMONY WILL BE IN OCTOBER 13<sup>TH</sup>, 2016.

### **ANNOUNCEMENTS: 2016 APPOINTMENTS**

#### OCTOBER:

- a. LAND BANK AUTHORITY - ONE LOCAL UNIT OF GOVERNMENT REPRESENTATIVE, 3 YEAR TERM - RICHARD L. BYRNE.
- b. DEPARTMENT OF HEALTH AND HUMAN SERVICES BOARD OF DIRECTORS (ONE 3 YEAR TERM - THOMAS L. STARKWEATHER).
- c. BAY COUNTY BUILDING AUTHORITY (ONE UNEXPIRED 6 YEAR TERM (CHRIS HENNESSY); TERM EXPIRES 11/30/2019)

#### DECEMBER:

DIVISION ON AGING ADVISORY COMMITTEE (FOUR 2 YEAR TERMS; DISTRICT 2, 4, 6 AND AT-LARGE).

### **CLOSED SESSION**

MOTION 86: COMM. TILLEY MOVED TO GO INTO CLOSED SESSION PURSUANT TO MCL 15.268, SEC. 8 (e): TO CONSULT WITH ITS ATTORNEY REGARDING TRIAL OR SETTLEMENT STRATEGY IN CONNECTION WITH SPECIFIC PENDING LITIGATION, BUT ONLY WHEN AN OPEN MEETING WOULD HAVE A DETRIMENTAL FINANCIAL EFFECT ON THE

LITIGATION OR SETTLEMENT POSITION OF THE PUBLIC BODY. TO DISCUSS THE ISSUES OF: MICHIGAN DEPARTMENT OF CIVIL RIGHTS COMPLAINT #473416 (BONNIE COLE V. CENTER RIDGE ARMS), MICHIGAN DEPARTMENT OF CIVIL RIGHTS COMPLAINT #473275 (JULIE ROTH V. CENTER RIDGE ARMS), OFFICIAL UNION GRIEVANCE #14-123 (FRED WALRAVEN V. BAY COUNTY SHERIFF/BAY COUNTY). IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A ROLL CALL VOTE:

7 YEAS: DURANCZYK, BEGICK, COONAN, TILLEY, LUTZ, HEREK, KRYGIER

0 NAYS.

MOTION 87: COMM. TILLEY MADE A MOTION TO GO BACK TO REGULAR SESSION FOLLOWING CLOSED SESSION TO CONSULT WITH ITS ATTORNEY REGARDING TRIAL OR SETTLEMENT STRATEGY IN CONNECTION WITH SPECIFIC PENDING LITIGATION, BUT ONLY WHEN AN OPEN MEETING WOULD HAVE A DETRIMENTAL FINANCIAL EFFECT ON THE LITIGATION OR SETTLEMENT POSITION OF THE PUBLIC BODY. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

MOTION 88: COMM. DURANCZYK MADE A MOTION TO APPROVE THE SETTLEMENT OF OFFICIAL UNION GRIEVANCE #14-123 (FRED WALRAVEN V. BAY COUNTY SHERIFF/BAY COUNTY) PURSUANT TO CLOSED SESSION RECOMMENDATION'S OF CORPORATE COUNSEL. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

MOTION 89: COMM. DURANCZYK MADE A MOTION TO FOLLOW THE RECOMMENDATION OF COUNSEL WITH REGARD TO THE SETTLEMENT OF: MICHIGAN DEPARTMENT OF CIVIL RIGHTS COMPLAINT #473416 (BONNIE COLE V. CENTER RIDGE ARMS) AND MICHIGAN DEPARTMENT OF CIVIL RIGHTS COMPLAINT #473275 (JULIE ROTH V. CENTER RIDGE ARMS), FOLLOWING CLOSED SESSION DISCUSSIONS. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF 6 YEAS, 1 NAY (COMM. COONAN).

**RECESS/ADJOURNMENT**

MOTION 90:

COMM. DURANCZYK MOVED TO ADJOURN THE REGULAR BOARD SESSION OF SEPTEMBER 13, 2016 AT 5:45 P.M. IT WAS SUPPORTED BY COMM. TILLEY AND CARRIED BY VOICE VOTE OF: 7 YEAS, 0 NAYS.

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ERNIE KRYGIER, CHAIRMAN  
BOARD OF COMMISSIONERS

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CYNTHIA A. LUCZAK, COUNTY CLERK  
BOARD OF COMMISSIONERS

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DIANE YAWORSKI  
SECRETARY TO THE CLERK  
BOARD OF COMMISSIONERS